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TELECOPIER TRANSMITTAL COVER SHEET

DATE: December 21, 2004

TO: Frederick L. Lagman

FROM: William David Kiesel

SEND TO FAX NUMBER: 703-872-9306

OUR FILE NUMBER: 10,276.001 – Applicant: Malcolm Lofton – Application No.:
~~09/183,999~~ – Title: “Portable Floodwater Barrier System”
10/659623 T.W.

MESSAGE: Attached is a copy of the § 312 Amendment that we mailed to you on November 2, 2004. Please confirm receipt of this transmittal.

NUMBER OF PAGES, INCLUDING THIS COVER SHEET: 9

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APPLICANT: Malcolm B. Lofton
TITLE: Portable Floodwater Barrier System
SERIAL NO.: ~~094854999~~ 10/659623 TW
DOCKET NO.: 10,276.001

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IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANT: Malcolm B. Lofton
FILING DATE: September 10, 2003
SERIAL NO.: ~~097185,999~~ 10/659623^{TW}
TITLE: Portable Floodwater Barrier System
DOCKET NO.: 10,276.001

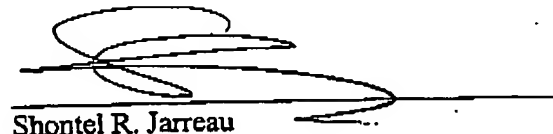
EXAMINER: FREDERICK L. LAGMAN
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Shontel R. Jarreau


PTO/SB/21 (09-04)

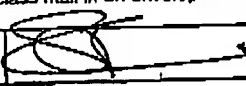
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TRANSMITTAL FORM (to be used for all correspondence after initial filing) Total Number of Pages in This Submission 8	Application Number	00185-999 10/659623
	Filing Date	SEPTEMBER 10, 2003
	First Named Inventor	MALCOLM B. LOFTON
	Art Unit	3673
	Examiner Name	FREDRICK L. LAGMAN
	Attorney Docket Number	10,276.001

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	ROY, KIESEL, KEEGAN & DENICOLA		
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Printed name	WILLIAM DAVID KIESEL		
Date	Reg. No.	25,883	

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Typed or printed name	SHONTEL R. JARREAU		NOVEMBER 2, 2004

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APPLICANT: MALCOLM B. LOFTON ATTY DOC #: 10,276.001

SERIAL NO.: ~~09/185,999~~ ^{10/659623 W.} ART UNIT: 3673

FILING DATE: SEPTEMBER 10, 2003 EXAMINER: LAGMAN, FREDERICK L.

TITLE: "PORTABLE FLOODWATER BARRIER SYSTEM"

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450§ 312 AMENDMENT

Applicant wishes to thank the Examiner for his courtesy in the telephone interview to discuss the pending allowed claims. It is respectfully requested to eliminated unnecessary limitations and to clarify the definition of the invention that the allowed claims be amended to read:

1. (Amended) A module [An elongated flexible tubular member] for use in forming a floodwater barrier system, the module having an elongated flexible tubular member, the tubular member having a cavity open at its opposite ends, the tubular member having at least one fill opening [and at least one sealable drain], the improvement to which comprises:
 - (a) a first rigid end cap attachable to one of the open ends of the tubular member in a manner to seal the one open end, and
 - (b) a second rigid end cap attachable to the other end of the tubular member in a manner to seal the other end, each of the first and second rigid end caps